OMB APPROVAL NO. 1405-0101 EXPIRES: 3-31-2001 *ESTIMATED BURDEN: 2 HOURS

NONIMMIGRANT TREATY TRADER/INVESTOR APPLICATION **SUPPLEMENT TO FORM OF-156/I-129**

(USE ADDITIONAL SHEETS OF PAPER, AS NECESSARY, TO COMPLETE RESPONSE(S)

		PA	RT I - B	USINESS PROFILE			
1.	NAME OF U.S. ENTERPRISE, BUSIN	ESS, OR COMPANY					
2	TYPE OF BURINESS ENTERDRISE.						
۷.	TYPE OF BUSINESS ENTERPRISE: Corporation	Branch/Liaison Office		Partnership			
	Privately owned	Joint Venture	-	Subsidiary		Other	
3.	ADDRESS OF HEADQUARTERS, SU		ICES OF U	· · · · · · · · · · · · · · · · · · ·	type of a	J	
4.	DATE AND PLACE BUSINESS WAS	ESTABLISHED OR INCORPORA	TED IN UI	NITED STATES (Attach app	propriate (documentation; e.g., corpora	ate papers, partnership
	agreement, etc.)						
5.	WHAT IS THE NATURE OF THE BUS						
	General Trade	Exports from U.S.		Retail Sales		Other (describe)	
	Imports to U.S. DESCRIBE FULLY THE SERVICE, PR	Manufacturing	LTX IN NO	Services/Technology			
6.	DESCRIBE FOLET THE SERVICE, FR	oboetion, on other Activi	111 114 140	. J ADOVL.			
7.	NAME AND ADDRESS OF FOREIGN	PARENT BUSINESS (If any)					
0	NATIONALITY OF FOREIGN ENTITY	(Corporation partnership ata)	OP EOPE	IGN INDIVIDUAL OWNER	OE TUE	LLS DUSINESS (Attack doe	umantation
ο.	NATIONALITY OF FOREIGN ENTITY	(Corporation, partnership, etc.)	ON FORE	IGN INDIVIDUAL OWNER	OF THE	IF INDIVIDUAL INVESTOR,	umentation)
	NAME			NATIONALITY		IMMIGRATION STATUS/ COUNTRY OF RESIDENCE	PERCENT OF OWNERSHIP
-						-	
-							
-						-	
_							
							Total - 100%
9.	FINANCIAL STATEMENT FOR YEAR	CALEN	NDAR YEA	AR FISCAL YEAR	R (Attach	most recent financial statem	ent or auditor's report)
			г				
	Total Assets of U.S. Business: \$		L	Current Cash		Historical Cost	
	Total Liabilities: Owner's Equity:*						
	Total Annual Operating Income:		\$				
		Before Taxes	·	After Taxes			
,	f Oursels and the first state of the	and an invatal to the Section Co.	المناسبة				
*	 Owner's equity of a corporation reference partnership; and owner's capital acc 		a earnings	; partners capital accounts	ın a		
_				DITIONS OPEOLETE			OD LOCAL DEPROPLICATION

D. To measure the amount of international tradi imports, refer to shipment and sale of goods to the sale of services by treaty-country nation	across internation	onal bour	ndaries. For trad	de in se	ervices and te			
Gross International Trade of the U.S. Enterprise in		(year)	Calendar Year	, [Fiscal Year	Ending		
GIOSS IIITEINATIONAL FRANCE OF THE O.O. Enterprise in		- '		_	_			
to the first transfer country to H.C. husiness	ė	<u>D</u> (OLLAR VALUE		NO. OF TRAN		PERCENT OF T	OTAL TRADE
Imports from treaty country to U.S. business Exports from U.S. business to treaty country	\$							
Imports from third countries to U.S. business								
Exports from United States to third countries								
Domestic U.S. production/manufacturing								
Total:							100	20/
Total.		-		_			100	1%
. TYPE OF INVESTMENT (Check one)								
Creation of a new business Total Start-up Costs: \$	Creation of a new business of an existing business Purchase of an existing business Purchase Price:			Continuing of an existing business Fair Market Value of Business: \$				
. TOTAL INVESTMENT FROM ABROAD MADE IN TI	HE UNITED STATE	S (Attach	documentation)		,		,	,
	FOR YEAR		Calendar		Fiscal			
	INITIAL INVESTME	<u>.NT</u>		<u>TOT</u>	TAL CUMULATI	VE INVESTME	<u>NT</u>	
Cash: \$			\$:				
Inventory:				_			_	
Equipment:							_	
Premises:							_	
Other (describe):							_	
TOTAL:							_	
. SOURCE OF INVESTMENT CAPITAL (personal fund FUNDS IN THE UNITED STATES (Attach full docum				bonds,	etc.); EVIDENC	E OF POSSESS	SION AND CON	TROL OF
TVDE OF DEDCOMMEN IN THE UNITED STATES (**	44h4-ff		II - STAFF					
. TYPE OF PERSONNEL IN THE UNITED STATES (at Specify:	tach starting chart)							
Calendar Year Fiscal Year			MANAGERIAL	SPECIALIZED		ΔΙΙ	L OTHER	
			EXECUTIVE		<u>SPECIALIZED</u> <u>ESSENTIAL</u>		EMPLOYEES	
		This Y	<u> </u>	-	This Year	Next Year	This Year	Next Year
No. 1. Charles Co. March E. H. 9 I. Vice		11110 11	ear ivent i con	-	IIIIo I Gui	INEXT I COI	11115 1 501	INEXT LEGI
Nationals of Treaty Country on E, H, & L Visas	3:			-				
U.S. Citizens and Legal Permanent Residents:				-				
Nationals of Treaty Country on E, H, & L Visas	3:			-				
TOTAL:				-				
. LIST ALL PERSONNEL OF U.S. BUSINESS HOLDIN INDICATE NONIMMIGRANT VISA STATUS OR PER				LIST PO	OSITIONS BY SI	UBSIDIARY/BR	ANCH OFFICE.	IF ALIENS,
NAME AND POSITION/T	TITLE/DIVISION			<u>N</u>	IATIONALITY	<u>TYPE</u>	U.S. VISA DATE PLAC	<u>A</u> CE OF ISSUANCE

PART III - APPLICANT									
16. NAME OF APPLICANT									
(Family Name)		(First Nam	ne)	(Middle Name)					
17. TYPE OF APPLICANT:									
Principal owner/inves	stor/trader	Supervisor		Specialist					
	stor/trader		H						
Manager 18. PRESENT POSITION AN	D DUTIES (Describe in a	Executive		Other					
TO. THEOLIVI TOOTHOW AND	D DOTIES Describe III (actum).							
19. NAME AND ADDRESS	of employer								
20. YEARS WITH PRESENT	EMPLOYER 21.	HIGHEST LEVEL OF EDUCATION							
		School:	Major/Subject:	Degree:	Year:				
			, ,	Ü					
22 OTHER RELEVANT EXP	ERIENCE AND EDUCAT	ION (<i>Attach curriculum vitae - Optio</i>	nall						
22. OTTERTILLEVART EXIT	LINEIVOL AIVO LOCCAT	Optio	ridiy						
23. POSITION IN UNITED ST	TATES								
	Title:								
Description of duties (inc	clude names and titles o	f all immediate subordinates):							
24. ANNUAL U.S. SALARY		25. NAME OF PERSON IN UNITED	STATES BEING REPLACED:						
AND BENEFIT PACKAGE									
\$	0.1.	True of Vier		(NOT					
· ————————————————————————————————————	Salary		_	f NOT a replacement is this:					
	_ Allowances/Benefits			An increase in staff?	Yes No				
	TOTAL	Place issued:	b	. Continuation of existing er	mployment in the				
				United States?	Yes No				
 I do solemnly swear or affi and belief. 	irm that all statements wh	ich appear in this application are true a	nd complete to the best of my kno	owledge					
and belief.									
Sign	nature of Responsible Or	ficer	Printed Name and Position	or Office	Date				
_			NI CATION						
27. NAME AND ADDRESS C	F PERSON WHO MAY	BE CONTACTED ABOUT THIS APP	PLICATION	i					
				Telephone:					
				FAX:					

NONIMMIGRANT TREATY TRADER/INVESTOR VISA APPLICATION

INSTRUCTIONS

This form together with Nonimmigrant Visa Application, OF-156, constitute the application for an E-1 Treaty Trader, or E-2 Treaty Investor Nonimmigrant Visa. See visa requirements below. Incomplete or undocumented applications will be returned.

All first-time applicants seeking Treaty Trader or Treaty Investor status must complete Parts I and II. Parts I & II must be updated periodically. All individual applicants must complete Part III and Form OF-156. You must answer all relevant questions. Enter "Not applicable" where appropriate. If an enterprise is not yet fully operational, estimates and projections should be made concerning potential income, job creation, volume of sales, etc.

Supporting documents should be submitted in a binder with a table of contents and tabs. The following are examples of supporting documentation which should be attached to first-time applications (not every type of document is applicable in each case; the consular officer may request additional information if required): Evidence of possession and control of investment funds (bank records, financial statements, loans, savings, etc.); evidence of remittance to the United States (bank drafts, transfers, exchange permits, receipts, etc.); evidence of establishment of business in the United States (articles of incorporation, partnership agreement, organization and staffing charts, shares, titles, contracts, receipts, licenses, leases, etc.); evidence of the nationality of the investors traders (passports, articles of incorporation of parent company, stock exchange listings, etc.); evidence of trade between the United States and the treaty country (invoices, bills of lading, customs clearances, warehouse receipts, shipping receipts, sales receipts, contracts, etc.); evidence of investment in the United States (titles, receipts, contracts, loans, bank statements, etc.); evidence of substantiality (financial statements, audits, U.S. corporate or business tax returns, etc.); evidence that the enterprise is not marginal (payroll records, IRS Form 941, personal tax returns, evidence of other personal assets and income); evidence that the business is a real, operating enterprise (annual reports, catalogs, sales literature, news articles, and other evidence as appropriate); curriculum vitae of the proposed visa recipient (optional).

Use additional sheets of paper, as necessary, to complete responses.

TREATY TRADER AND TREATY INVESTOR VISA REQUIREMENTS

Section 101(a)(15)(E) of the Immigration and Nationality Act provides nonimmigrant visa status for a national of any of the countries with which the United States maintains an appropriate treaty of commerce and navigation, who is coming to the United States to carry on substantial trade, including trade in services or technology, principally between the United States and the treaty country, or to develop and direct the operations of an enterprise in which the national has invested, or is actively in the process of investing a substantial amount of capital. The requirements for Treaty Trader and Treaty Investor visas are further elaborated in 22 C.F.R. Part 41.51. These requirements are summarized below:

Requirements for a Treaty Trader (E-1) nonimmigrant visa are:

- 1. The applicant must be a national of a treaty country.
- 2. The trading firm for which the applicant is coming to the United States must have the nationality of the treaty country.
- 3. The international trade must be "substantial" in the sense that there is a sizable and continuous volume of trade.
- 4. The trade must be principally between the United States and the treaty country, which means that more than 50% of the international trade involved must be between the United States and the country of the applicant's nationality.
- 5. Trade means the international exchange of goods, services and technology. The item of trade, and title of that item, must pass from one party to the other in exchange for consideration passing in return.
- 6. The applicant must be employed in a supervisory or executive capacity, or possess highly specialized skills essential to the successful and efficient operation of the commercial enterprise. Ordinarily skilled or unskilled workers generally do not qualify.

Requirements for a Treaty Trader (E-2) nonimmigrant visa are:

- 1. The investor, either a real or corporate person, must be a national of a treaty country.
- 2. The investment must be substantial. It must be sufficient to ensure the successful operation of the enterprise. The percentage investment required for a low-cost business enterprise is generally higher than the percentage of investment required for a high-cost enterprise.
- 3. The investment must be in a real operating commercial enterprise. Speculative or idle investment does not quality. Uncommitted funds in a bank account or similar security are not considered an investment.
- 4. The investment may be marginal. It must have the capacity to generate significantly more income than just to provide a living to the investor and family, or it must have a significant economic impact in the United States.
- 5. The investor must have control of the funds, and the investment must be at risk in the commercial sense. Loans secured with the assets of the investment enterprise are not considered to be at risk.
- The investor must be coming to the United States solely to develop and direct the enterprise. If the applicant is not the principal investor, he or she must be employed in a supervisory, executive, or highly specialized skills capacity. Ordinarily skilled and unskilled workers do not qualify.